1	AN ACT relating to reorganization.
2	Be it enacted by the General Assembly of the Commonwealth of Kentucky:
3	→SECTION 1. A NEW SECTION OF KRS CHAPTER 229 IS CREATED TO
4	READ AS FOLLOWS:
5	(1) Every licensee shall be subject to the administrative regulations promulgated by
6	the commission.
7	(2) No person shall participate in an unarmed combat show in any capacity without
8	holding a license issued by the commission.
9	(3) The commission shall establish through the promulgation of administrative
10	<u>regulations:</u>
11	(a) All license types, the eligibility requirements for each license type, and the
12	expiration date of each license type;
13	(b) The annual license fee, which shall be no greater than:
14	1. Five hundred dollars (\$500) for promoter licenses; and
15	2. Fifty dollars (\$50) for all other licenses; and
16	(c) The method for submitting all applications for licensure.
17	(4) No contestant under eighteen (18) years of age shall be knowingly issued a
18	license or allowed to participate in any unarmed combat shows, nor shall any
19	person obtain, or cause to be obtained, a license for any person under eighteen
20	(18) years of age to participate in any unarmed combat show, except through a
21	sanctioning body authorized by Section 3 of this Act.
22	→SECTION 2. A NEW SECTION OF KRS CHAPTER 229 IS CREATED TO
23	READ AS FOLLOWS:
24	(1) No person shall conduct or advertise a show without a promoter license issued by
25	the commission to conduct the show. Show dates shall be approved as determined
26	through the promulgation of an administrative regulation.
27	(2) Any person applying for a promoter license shall file with the commission a bond

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1	in the sum of ten thousand dollars (\$10,000), to be approved as to form and the
2	sufficiency of the sureties by the commission, conditioned for the payment of:
3	(a) Taxes;
4	(b) Fines;
5	(c) Fees imposed by the commission;
6	(d) Purses and money owed to contestants; and
7	(e) Money owed to judges, physicians, referees, timekeepers, or other
8	contracted event service providers.
9	(3) If the promoter's bond expires or is cancelled, the commission shall immediately
10	terminate that promoter's license.
11	→SECTION 3. A NEW SECTION OF KRS CHAPTER 229 IS CREATED TO
12	READ AS FOLLOWS:
13	(1) USA Boxing is the only sanctioning body recognized to conduct combat sports
14	not covered under this chapter.
15	(2) All other sanctioning bodies shall be nonprofit and submit a request to the
16	commission to be recognized as a sanctioning body according to the requirements
17	the commission establishes through the promulgation of an administrative
18	regulation.
19	→SECTION 4. A NEW SECTION OF KRS CHAPTER 229 IS CREATED TO
20	READ AS FOLLOWS:
21	(1) A boxing, kickboxing, or muay thai contest or exhibition shall not consist of more
22	than twelve (12) rounds. The duration of the rounds shall be determined by the
23	commission through the promulgation of an administrative regulation.
24	(2) Prior to any boxing show, the promoter shall file with the commission a copy of
25	each contract involving compensation of the contestants and a copy of each
26	contract under which he or she will receive, directly or indirectly, compensation
27	from any source. Any person making payments under any of these contracts shall

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1	promptly report to the commission the amount of these payments.
2	→SECTION 5. A NEW SECTION OF KRS CHAPTER 229 IS CREATED TO
3	READ AS FOLLOWS:
4	(1) No person shall provide training or instruction for any wrestling show without
5	holding a promoter license granted by the commission.
6	(2) No person shall train as a wrestler without being licensed by the commission.
7	→ Section 6. KRS 229.011 is amended to read as follows:
8	As used in this chapter unless the context clearly indicates otherwise the following
9	definitions shall apply:
10	(1) "Advertise" <u>means</u> [includes] the use of handbills, placards, posters, billboards,
11	pictures, printed or written material or newspapers or other publications, or radio,
12	television, Internet, and other communication media;
13	(2)[ "Authority" means the Kentucky Boxing and Wrestling Authority;
14	(3)] "Boxing" means a contest or exhibition in which a person delivers blows with the
15	fist that which may be reasonably expected to disable or inflict injury and in which
16	boxers compete for money, a prize, or other pecuniary gain, or for which admission
17	is charged to spectators;
18	(3) "Commission" means the Kentucky Boxing and Wrestling Commission;
19	(4) <u>"Exhibition" ["Exhibition,"]</u> means an event or engagement:
20	(a) In which the participants show or display their skills without necessarily
21	striving to win; or
22	(b) That involves [involve] amateurs not under the jurisdiction of the Kentucky
23	High School Athletic Association, the National Collegiate Athletic
24	Association, the National Association of Intercollegiate Athletics, the
25	Amateur Athletic Union, Golden Gloves, USA Boxing, USA Wrestling, or a
26	public show to which an admission ticket is required, or other charge is made,
27	or invitation;

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1	(5)	"Kickboxing" means a boxing contest or exhibition where the participants are
2		allowed to throw kicks or foot blows at the opponent in addition to punching with
3		the hands and in which kickboxers compete for money, a prize, or other pecuniary
4		gain, or for which admission is charged to spectators;
5	(6)	"Mixed martial arts" means any form of unarmed contest or exhibition in which
6		participants compete for money, a prize, or other pecuniary gain, or for which
7		admission is charged to spectators [or donations are collected from the audience].
8		Mixed martial arts may include any element or combination of elements of boxing,
9		kickboxing, wrestling, or other martial arts. Exhibitions where participants are
10		judged on form and style and where punches and kicks are pulled shall not be
11		included in this definition;
12	(7)	"Muay thai" means a boxing contest or exhibition where the participants are
13		allowed combined use of clinches, elbows, knees, and shins in addition to
14		punching with the hands and in which participants compete for money, a prize,
15		or other pecuniary gain, or for which admission is charged to spectators;
16	<u>(8)</u>	"Person" <u>means</u> [includes] an individual, partnership, corporation, association, or
17		club;
18	<del>[(8)</del>	"Professional" is a boxer, kickboxer, mixed martial arts contestant, or wrestler who
19		competes for a money prize[,] or other pecuniary gain;]
20	(9)	"Show" means any [organized grouping of] boxing, kickboxing, mixed martial arts,
21		muay thai, or wrestling match, contest, or exhibition matches, contests, or
22		exhibitions] coming under the jurisdiction of the Kentucky Boxing and Wrestling
23		<u>Commission</u> [Authority];[ and]
24	(10)	"Unarmed combat" means boxing, kickboxing, sparring, wrestling, mixed
25		martial arts, or muay thai under the jurisdiction of the commission; and
26	(11)	"Wrestling" ["Professional wrestling"] means an activity or performance of athletic
27		and wrestling skill between individuals who are not under the jurisdiction of the

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Kentucky High School Athletic Association, the National Collegiate Athletic Association, the National Association of Intercollegiate Athletics, or USA Wrestling[,] in which the participants struggle hand-to-hand primarily for the purpose of providing entertainment to spectators rather than conducting a bona fide athletic contest. The outcome of these matches may be predetermined. Participating wrestlers may not be required to use their best efforts in order to win.

→ Section 7. KRS 229.031 is amended to read as follows:

(1)

- Every person conducting <u>an unarmed combat show</u> [a boxing, kickboxing, mixed martial arts, or wrestling show or exhibition], other than those holding a permit under subsection (1) of KRS 229.061, shall [, within twenty four (24) hours after the termination of every show or exhibition,] furnish to the <u>commission</u> [authority] a written report, verified by the person, if an individual, or by some officer, if a corporation or association, showing the number of tickets sold for the show [or exhibition], the amount of the gross receipts from <u>this</u>[such] sale, and <u>anv[such]</u> other matters <u>prescribed by[as]</u> the <u>commission</u>[authority prescribes]. He or she shall also [, within the same period,] pay to the <u>commission[authority]</u> a tax of twenty-five dollars (\$25) or five percent (5%) of the gross receipts from the sale of all tickets to the show [or exhibition], whichever is greater.
- 20 <u>televising of any show shall, prior to the show, notify the commission</u>[He or she shall also, prior to any such show or exhibition, file with the authority a copy of each contract involving compensation of the contestants and a copy of each contract under which he or she will receive, directly or indirectly, compensation from any source whatsoever. Any person making payments under any such contract shall promptly report to the authority the amount of any such payments].
- 26 (3) All taxes required to be paid by this section shall be computed on the gross receipts without any deduction whatsoever for commissions, brokerage, distribution fees,

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1 advertising, or other *related* expenses, charges, or recoupments in respect thereto,

- 2 except that [exclusive of any] federal excise taxes may be deducted.
- 3 Whenever a person fails to make the report within the time prescribed by the (4)
- 4 commission, or whenever the report is incomplete or patently inaccurate, the
- 5 commission may examine or cause to be examined the books and records of that
- person to ascertain the total amount of its gross receipts for any show to 6
- 7 determine the amount of tax due[Any person supplying radio, television, or cable
- 8 facilities for the broadcast or televising of any show shall, prior to the contest, notify
- 9 the authority].
- 10 → Section 8. KRS 229.061 is amended to read as follows:
- 11 (1) The *commission*[authority] may issue a permit, without the payment of any taxes or
- 12 license fee, to any accredited college, university, school, Young Men's Christian
- 13 Association, Young Men's Hebrew Association, or organization that [which] in the
- 14 judgment of the commission[authority] is of like character, to hold an unarmed
- 15 combat show boxing or kickboxing shows or exhibitions upon a sufficient
- 16 showing that the matches or exhibitions are to be held by and between bona fide
- 17 students or members of the[such] accredited colleges, universities, schools, Young
- 18 Men's Christian Associations, Young Men's Hebrew Associations, or organizations
- 19 that [which] in the judgment of the commission [authority] are of like character.
- 20 Any regularly organized post of the American Legion, and any organization (2)
- 21 operating solely for charitable purposes from which no individual, partnership, or
- 22 corporation derives any monetary gain, may hold an unarmed combat show boxing
- 23 or kickboxing shows or exhibitions without the payment of the license fee
- 24 prescribed by Section 1 of this Act[KRS 229.071]. Any post of the American
- 25 Legion or other organization holding shows or exhibitions under this section shall
- 26 be subject to the provisions of KRS 229.031 and 229.051.
- 27 No show authorized [permitted] by subsection[subsections] (1) or [and] (2) of this (3)

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section may be conducted without a permit to hold the specific match and accompanying program of events at a specified location on a specified date.

- 3 → Section 9. KRS 229.111 is amended to read as follows:
- 4 Contestants in a boxing, kickboxing, <u>muay thai</u>, or mixed martial arts show <del>or</del>
- 5 exhibition] shall be examined by a reputable licensed physician appointed by the
- 6 commission[authority], and shall meet the health and fitness requirements as established
- 7 in administrative regulations promulgated by the *commission*[authority] before
- 8 participating in a boxing, kickboxing, *muay thai*, or mixed martial arts show[bout or
- 9 exhibition].
- **→** Section 10. KRS 229.131 is amended to read as follows:
- 11 Decisions may be rendered in any *unarmed combat*[boxing, kickboxing, mixed martial
- 12 arts, or wrestling show or exhibition, permitted by this chapter, in the discretion of
- the <u>commission[authority]</u> and by <u>any[such]</u> method[<u>as]</u> it[<u>by rule]</u> prescribes <u>through</u>
- 14 the promulgation of administrative regulations.
- → Section 11. KRS 229.141 is amended to read as follows:
- All structures or parts of structures used, or intended to be used, for *an unarmed combat*
- 17 show[boxing, kickboxing, mixed martial arts, and wrestling shows and exhibitions,] shall
- conform to any building codes, safety codes, and local laws that apply to the structure
- 19 or the location and use of the structure be properly ventilated and provided with fire
- 20 exits and fire escapes, if need be, and shall conform to the laws, ordinances and
- 21 regulations pertaining to buildings in the city where situated].
- → Section 12. KRS 229.151 is amended to read as follows:
- 23 (1) The Kentucky Boxing and Wrestling <u>Commission</u>[Authority] is hereby created and
- 24 established as an agency of state government charged with the responsibility for
- 25 regulatory oversight and the establishment of sound policies and procedures
- governing the conduct of <u>unarmed combat</u>[boxing, wrestling, and other full contact
- 27 <u>competitive bouts</u>] within the Commonwealth of Kentucky. The

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1		<u>commission</u> [authority] shall be <u>organized within</u> [attached to] the Public Protection						
2		Cabinet[ for administrative purposes].						
3	(2)	The <u>commission</u> [authority] shall consist of <u>the following</u> five (5) members						
4		:[appointed by the Governor.						
5		(a) One (1) member shall be ]						
6		(a) The secretary of the Public Protection Cabinet, or the secretary's designee,						
7		who shall serve as an ex officio, voting member; and						
8		(b) Four (4) members who shall be appointed by the Governor as follows: [;]						
9		$\underline{I.[(b)]}$ One (1) member shall be a <u>physician licensed to practice</u>						
10		medicine in Kentucky;						
11		2. One (1) member shall be an attorney licensed to practice law in						
12		Kentucky;						
13		3. One (1) member shall have experience in sports marketing or						
14		promotion; and						
15		4. At least one (1) member [medical doctor; and						
16		(c) Three (3) members shall be appointed from the state at large, One (1) of						
17		whom] shall have no financial interest in the business or industry regulated.						
18	<u>(3)</u>	The Governor shall designate one (1) member[ shall be appointed] to serve as the						
19		commission's [authority's] chairperson. The Governor shall further designate a						
20		second member to serve as vice <i>chairperson</i> [chair] with authority to act in the						
21		absence of the <i>chairperson or if the office of the chairperson is vacant</i> [chair].						
22	<u>(4)</u>	A majority of the members of the <i>commission</i> [authority] shall constitute a quorum						
23		for the transaction of business.						
24	<u>(5)</u> [(	3)] The appointed members of the <i>commission</i> [authority] shall serve for a term of						
25		three (3) years[ at the pleasure of the Governor, with initial terms staggered]. Any						
26		member appointed to fill a vacancy occurring other than by expiration of a term						
27		shall be appointed for the remainder of the unexpired term.						

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1 (6)[(4)] Members of the <u>commission[authority]</u> shall receive one hundred dollars
2 (\$100) per day for each meeting attended and shall be reimbursed for all expenses
3 paid or incurred in the discharge of official business.

- 4 → Section 13. KRS 229.155 is amended to read as follows:
- 5 To carry out the functions relating to the commission's [authority's] duties and (1) 6 responsibilities and to afford the full experience and resources of the Public 7 Protection Cabinet, the secretary of the Public Protection Cabinet may appoint an executive director pursuant to KRS 12.050[, after revenue of five hundred 8 9 thousand dollars (\$500,000) is generated in two (2) consecutive fiscal years by the 10 authority, the Governor may appoint an executive director who shall serve at the 11 pleasure of the Governor. The Governor shall set the qualifications and salary for 12 the position of executive director under the provisions of KRS 64.640]. The 13 secretary of the Public Protection Cabinet or the secretary's designee shall act as 14 executive director in the absence of the executive director[until the fiscal 15 requirement is met].
- 19 (a) Complying with *administrative* regulations;
- 20 (b) Issuing licenses and permits;
- 21 (c) Establishing appropriate organizational structures;
- 22 (d) Carrying out policy and program directives of the *commission*[authority]; and
- 23 (e) Performing all other duties and responsibilities as assigned.
- 24 With approval of the *commission*[authority], the executive director and regulatory (3) 25 staff may enter into agreements with any state agency or political subdivision of the 26 state, any postsecondary education institution, or any other person or entity to enlist 27 assistance implement duties responsibilities to the and of the

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1		<u>commi</u>	ssion[authority].			
2		<b>→</b> Sect	ion 14. KRS 229.171 is amended to read as follows:			
3	(1)	The <u>co</u>	mmission[authority shall have and hereby] is vested with the sole direction,			
4		manage	ement, control, and jurisdiction over all <u>unarmed combat</u> [boxing, sparring,			
5		kickbox	xing, mixed martial arts, and wrestling] shows[or exhibitions] to be			
6		conduc	ted, held, or given within the Commonwealth. The commission[authority] is			
7		hereby	given the sole control, authority, and jurisdiction over all licenses to:			
8		<u>(a)</u> H	old unarmed combat[boxing, sparring, kickboxing, mixed martial arts, or			
9		w	restling] shows[or exhibitions] for prizes or purses or where an admission			
10		fe	ee or donation is received, or a ticket or invitation is required to attend; and			
11		<u>(b)</u> [e	over all licenses to any and all persons who ]Participate in the unarmed			
12		<u>co</u>	ombat[boxing, sparring, kickboxing, mixed martial arts, or wrestling] shows			
13		OI	r exhibitions].			
14	(2)	The c	ommission may promulgate administrative regulations it considers			
15		necessary or expedient for the performance of its functions provided in this				
16		chapter. In recognition of the fact that more supervision is desirable in this area,				
17		it is the	e intention of the General Assembly to confer upon the commission wider			
18		discreti	on than that ordinarily possessed by administrative agencies.			
19	<u>(3)</u>	<del>[Except</del>	t as otherwise provided in this chapter, ]The commission[authority] shall be			
20		respons	sible for the following:			
21		(a) D	eveloping programs and procedures <u>that</u> [which] will aggressively fulfill its			
22		O	versight and regulatory role, with full accountability and internal controls to			
23		pı	rotect athletes in the ring;			
24		(b) A	dhering to the best regulatory practices and due process procedures to			
25		pı	rotect the regulated community and the interests of the Commonwealth, and			
26		eı	nsuring that all education and training requirements for hearing officers and			

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members serving as hearing officers under KRS Chapter 13B are met;

27

1		c) Developing the Commonwealth's goals of providing the professional	ıl staff
2		necessary to ensure that events are effectively regulated, while all	lowing
3		<u>commission</u> [authority] members to provide the policy oversight neces	sary to
4		protect the integrity of the regulatory program; and	
5		d) Recommending changes to statutory and regulatory authorities to best	protect
6		athletes, while Promoting Kentucky as a world-class market for major e	vents.
7		➤ Section 15. KRS 229.190 is amended to read as follows:	
8	(1)	Any action of the <i>commission</i> , <i>including any action of a comm</i>	<u>iission</u>
9		employee, [authority] taken under KRS 229.200 may be appealed, and upon	appeal
10		an administrative hearing shall be conducted in accordance with KRS Chapte	er 13B.
11		The <u>commission</u> [authority] may provide for hearing officers or impanel n	ot less
12		han three (3) of its members to conduct hearings.	
13	(2)	Any party aggrieved by a final order of the <u>commission</u> [authority] may app	peal to
14		Franklin Circuit Court in accordance with KRS Chapter 13B.	
15		SECTION 16. KRS 229.200 IS REPEALED AND REENACTED TO	READ
16	AS l	DLLOWS:	
17	<u>(1)</u>	The commission may suspend, reprimand, revoke, probate, or refuse to res	new or
18		ssue a license if it has reason to believe the licensee or applicant has:	
19		(a) Violated any provision of this chapter;	
20		b) Violated any administrative regulation promulgated by the comm	<u>iission</u>
21		pursuant to this chapter;	
22		c) Been found guilty of, entered a plea of guilty or no contest to, or ente	red an
23		Alford plea to a crime, other than a traffic violation, that is detrime	ntal to
24		the interests of unarmed combat or to the public interest, convenien	ice, or
25		necessity in any jurisdiction;	
26		d) Been found liable in a civil action for any claim that involves from	aud or
27		dishonesty in any jurisdiction if the person is a licensed promoter, ma	nager,

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1		<u>referee, or judge;</u>
2		(e) Violated a law related to boxing, kickboxing, sparring, mixed martial arts,
3		muay thai, or wrestling in any jurisdiction;
4		(f) Placed a bet or wager on any bout or match in which the person participates
5		or works;
6		(g) Served as, or consorted or associated with any person who is, a bookmaker
7		or illegal gambler;
8		(h) Participated in an unlicensed event;
9		(i) Declared bankruptcy if the person is a licensed promoter, manager, referee,
10		<u>or judge; or</u>
11		(j) An injury or health condition that makes it unsafe for the person to
12		participate.
13	<u>(2)</u>	If the commission has reason to believe that a person has committed a violation
14		of this chapter or administrative regulations promulgated thereunder, the
15		commission may impose one (1) or more of the following penalties:
16		(a) Issue a cease and desist order;
17		(b) Declare a contestant ineligible to compete or disqualify the contestant;
18		(c) Eject the person from the premises at which the show or exhibition is taking
19		<u>place;</u>
20		(d) Issue a fine not to exceed five thousand dollars (\$5,000);
21		(e) Suspend, reprimand, revoke, probate, or refuse to renew or issue a license;
22		<u>or</u>
23		(f) Refer the person for criminal prosecution.
24	<u>(3)</u>	The commission may delegate to its employees the ability to take any of the
25		actions authorized by subsection (2) of this section, subject to the appellate rights
26		granted in Section 15 of this Act.
27	<i>(4)</i>	For any act that would justify the suspension of a license, other than a medical

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suspension, the commission may declare the person who committed the act
 ineligible to receive a license for a period not to exceed one (1) year.

→ Section 17. KRS 229.240 is amended to read as follows:

(1)

All peace officers, who are informed or who have reason to believe that a show [or exhibition that is] in violation of this chapter or administrative regulations promulgated in accordance with this chapter is taking place or will be taking [about to take place, or that there is training or preparation for such a show or exhibition, in any] place within their jurisdiction, shall suppress and prevent it. For this purpose any peace officer may enter any place where a[such] show[or exhibition] is being or will be held or where there is training or preparation for a wrestling[such a] show[or exhibition] and may arrest without a warrant any person who does not submit satisfactory proof that he or she has the license or permit required by this chapter.

→ Section 18. KRS 229.250 is amended to read as follows:

The first two hundred fifty thousand dollars (\$250,000) in] fees and charges collected by the Kentucky Boxing and Wrestling Commission [Authority] shall be paid into the State Treasury and credited to a separate revolving or trust and agency fund account established for the purpose of administrating the provisions of this chapter. The amount of fees and charges collected in excess of two hundred fifty thousand dollars (\$250,000) shall be deposited to the credit of the general fund. The cost and expenses of administering the provisions of this chapter, including compensation to members of the commission, [authority and] its officers, and employees shall be paid out of the State Treasury upon warrants of the secretary of the Finance and Administration Cabinet according to law, [t, provided that] The total expense of administering this chapter [these provisions] shall not exceed the fees and other charges collected by the commission [authority] and available in the revolving or trust and agency fund account [t, of that authority, except that, in fiscal year 1984-85 such costs shall not exceed the fees and other charges collected by the

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1		authority and available in the revolving or trust and agency account plus any funds						
2		which are appropriated to the authority under the provisions of Acts Chapter 418 of						
3		the 1984 session of the Kentucky General Assembly].						
4	(2)	All fees and charges collected by the Kentucky Boxing and Wrestling						
5		Commission[Authority, up to a maximum of two hundred fifty thousand dollars						
6		(\$250,000),] shall be available for the administration of [the provisions of] this						
7		chapter, and for no other purpose.						
8		→ Section 19. KRS 229.260 is amended to read as follows:						
9	(1)	The Kentucky Boxing and Wrestling <u>Commission</u> Medical Advisory Panel is						
10		hereby created and established as an agency of state government.						
11	(2)	(a) The panel shall consist of three (3) to five (5) physicians appointed by the						
12		secretary of the Public Protection Cabinet [chair of the Kentucky Boxing and						
13		Wrestling Authority with the consent of the full authority].						
14		(b) At least one (1) of the panel members shall be a neurologist.						
15		(c) In addition to the physicians appointed to the panel under this subsection,						
16		the licensed physician appointed to the commission by the Governor under						
17		Section 12 of this Act shall be an ex officio voting member of the panel and						
18		shall serve as the panel's chairperson.						
19	<u>(3)</u>	Each physician shall be:						
20		(a) Licensed to practice medicine in Kentucky; and						
21		(b) Knowledgeable regarding <u>one (1) or more medical fields related to</u> the kinds						
22		and types of injuries or conditions likely to be the result of unarmed						
23		combat[boxing, kickboxing, mixed martial arts, and wrestling].						
24	<u>(4)</u> [(	Each member of the panel shall receive one hundred dollars (\$100) per day for						
25		each meeting of the panel and for each day[ or portion thereof] that the member is						
26		engaged in carrying out the duties of the panel.						
27	<u>(5)</u> [(	) The panel shall advise the Kentucky Boxing and Wrestling						

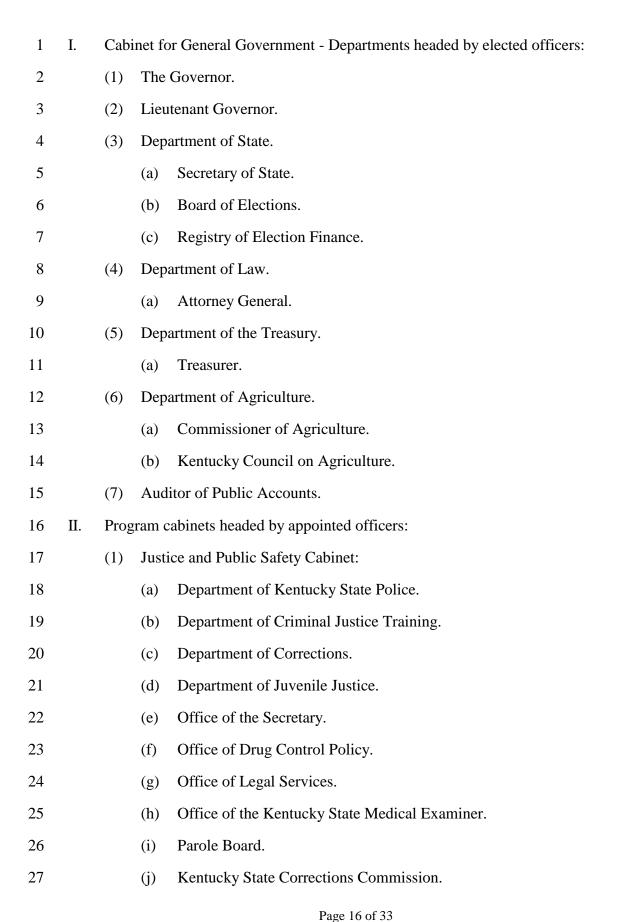
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1	<u>Con</u>	<u>nmission</u> [Authority] regarding:
2	(a)	Health and safety issues and policy relating to the sports regulated by the
3		<u>commission</u> [authority];[ and]
4	(b)	The fitness of an individual referred to the panel for review to compete in the
5		regulated sports; and
6	<u>(c)</u>	The length of a medical suspension of an injured person.
7	(6) Mee	tings of the Kentucky Boxing and Wrestling Medical Advisory Panel held for
8	the	purpose of discussing an individual's fitness to obtain a license or to compete
9	<u>shal</u>	ll be exempt from the Kentucky Open Meetings Law established in KRS
10	<u>Cha</u>	<u>pter 61.</u>
11	(7) Mee	tings of the Kentucky Boxing and Wrestling Medical Advisory Panel for the
12	pur	pose of discussing individual fitness to obtain a license or to compete may be
13	<u>held</u>	l in the form of written, video, telephonic, or electronic communications
14	<u>betw</u>	veen members. The members shall not be compensated for these meetings.
15	→S	ection 20. KRS 12.020 is amended to read as follows:
16	Departme	nts, program cabinets and their departments, and the respective major
17	administra	ative bodies that they include are enumerated in this section. It is not intended
18	that this	enumeration of administrative bodies be all-inclusive. Every authority, board,
19	bureau, ir	nterstate compact, commission, committee, conference, council, office, or any
20	other form	n of organization shall be included in or attached to the department or program
21	cabinet in	which they are included or to which they are attached by statute or statutorily
22	authorized	d executive order; except in the case of the Personnel Board and where the
23	attached d	lepartment or administrative body is headed by a constitutionally elected officer,
24	the attach	nment shall be solely for the purpose of dissemination of information and
	coordinati	ion of activities and shall not include any authority over the functions,
25	Coordinati	and of determined that the include they determine over the following,

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body.



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1		(k)	Office	e of Legislative and Intergovernmental Services.
2		(1)	Office	e of Management and Administrative Services.
3		(m)	Depar	tment for Public Advocacy.
4	(2)	Edu	cation a	and Workforce Development Cabinet:
5		(a)	Office	e of the Secretary.
6			1.	Governor's Scholars Program.
7			2.	Governor's School for Entrepreneurs Program.
8		(b)	Office	e of Legal and Legislative Services.
9			1.	Client Assistance Program.
10		(c)	Office	e of Communication.
11		(d)	Office	e of Budget and Administration.
12			1.	Division of Human Resources.
13			2.	Division of Administrative Services.
14		(e)	Office	e of Technology Services.
15		(f)	Office	e of Educational Programs.
16		(g)	Office	e for Education and Workforce Statistics.
17		(h)	Board	of the Kentucky Center for Education and Workforce Statistics.
18		(i)	Board	of Directors for the Center for School Safety.
19		(j)	Depar	tment of Education.
20			1.	Kentucky Board of Education.
21			2.	Kentucky Technical Education Personnel Board.
22		(k)	Depar	tment for Libraries and Archives.
23		(1)	Depar	tment of Workforce Investment.
24			1.	Office for the Blind.
25			2.	Office of Vocational Rehabilitation.
26			3.	Office of Employment and Training.
27			;	a. Division of Grant Management and Support.

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1				b. Division of Workforce and Employment Services.
2				c. Division of Unemployment Insurance.
3		(m)	Four	ndation for Workforce Development.
4		(n)	Kent	cucky Office for the Blind State Rehabilitation Council.
5		(o)	Kent	tucky Workforce Investment Board.
6		(p)	State	ewide Council for Vocational Rehabilitation.
7		(q)	Unei	mployment Insurance Commission.
8		(r)	Educ	cation Professional Standards Board.
9			1.	Division of Educator Preparation.
10			2.	Division of Certification.
11			3.	Division of Professional Learning and Assessment.
12			4.	Division of Legal Services.
13		(s)	Kent	cucky Commission on the Deaf and Hard of Hearing.
14		(t)	Kent	cucky Educational Television.
15		(u)	Kent	cucky Environmental Education Council.
16	(3)	Ener	gy an	d Environment Cabinet:
17		(a)	Offic	ce of the Secretary.
18			1.	Office of Legislative and Intergovernmental Affairs.
19			2.	Office of General Counsel.
20			3.	Office of Administrative Hearings.
21			4.	Mine Safety Review Commission.
22			5.	Kentucky State Nature Preserves Commission.
23			6.	Kentucky Environmental Quality Commission.
24			7.	Kentucky Public Service Commission.
25		(b)	Depa	artment for Environmental Protection.
26			1.	Office of the Commissioner.
27			2.	Division for Air Quality.

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1			3.	Division of Water.
2			4.	Division of Environmental Program Support.
3			5.	Division of Waste Management.
4			6.	Division of Enforcement.
5			7.	Division of Compliance Assistance.
6		(c)	Dep	artment for Natural Resources.
7			1.	Office of the Commissioner.
8			2.	Division of Technical and Administrative Support.
9			3.	Division of Mine Permits.
10			4.	Division of Mine Reclamation and Enforcement.
11			5.	Division of Abandoned Mine Lands.
12			6.	Division of Oil and Gas.
13			7.	Division of Mine Safety.
14			8.	Division of Forestry.
15			9.	Division of Conservation.
16			10.	Office of the Reclamation Guaranty Fund.
17			11.	Kentucky Mining Board.
18		(d)	Dep	artment for Energy Development and Independence.
19			1.	Division of Efficiency and Conservation.
20			2.	Division of Renewable Energy.
21			3.	Division of Biofuels.
22			4.	Division of Energy Generation Transmission and Distribution.
23			5.	Division of Carbon Management.
24			6.	Division of Fossil Energy Development.
25	(4)	Pub	lic Pro	otection Cabinet.
26		(a)	Offi	ce of the Secretary.
27			1.	Office of Communications and Public Outreach.

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1		2.	Office of Legal Services.
2			a. Insurance Legal Division.
3			b. Charitable Gaming Legal Division.
4			c. Alcoholic Beverage Control Legal Division.
5			d. Housing, Buildings and Construction Legal Division.
6			e. Financial Institutions Legal Division.
7	(b)	Crin	ne Victims Compensation Board.
8	(c)	Boar	rd of Claims.
9	(d)	Ken	tucky Board of Tax Appeals.
10	(e)	Ken	tucky Boxing and Wrestling <i>Commission</i> [Authority].
11	(f)	Ken	tucky Horse Racing Commission.
12		1.	Division of Licensing.
13		2.	Division of Incentives and Development.
14		3.	Division of Veterinary Services.
15		4.	Division of Security and Enforcement.
16	(g)	Dep	artment of Alcoholic Beverage Control.
17		1.	Division of Distilled Spirits.
18		2.	Division of Malt Beverages.
19		3.	Division of Enforcement.
20	(h)	Dep	artment of Charitable Gaming.
21		1.	Division of Licensing and Compliance.
22		2.	Division of Enforcement.
23	(i)	Depa	artment of Financial Institutions.
24		1.	Division of Depository Institutions.
25		2.	Division of Non-Depository Institutions.
26		3.	Division of Securities.

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Department of Housing, Buildings and Construction.

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(j)

1			1. Division of Fire Prevention.
2			2. Division of Plumbing.
3			3. Division of Heating, Ventilation, and Air Conditioning.
4			4. Division of Building Code Enforcement.
5		(k)	Department of Insurance.
6			1. Property and Casualty Division.
7			2. Health and Life Division.
8			3. Division of Financial Standards and Examination.
9			4. Division of Agent Licensing.
10			5. Division of Insurance Fraud Investigation.
11			6. Consumer Protection Division.
12			7. Division of Kentucky Access.
13		(l)	Office of Occupations and Professions.
14	(5)	Lab	or Cabinet.
15		(a)	Office of the Secretary.
16			1. Division of Management Services.
17			2. Office of General Counsel.
18		(b)	Office of General Administration and Program Support for Shared
19			Services.
20			1. Division of Human Resource Management.
21			2. Division of Fiscal Management.
22			3. Division of Budgets.
23			4. Division of Information Services.
24		(c)	Office of Inspector General for Shared Services.
25		(d)	Department of Workplace Standards.
26			1. Division of Employment Standards, Apprenticeship, and
27			Mediation.

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1			2.	Division of	of O	)cc	upational Sa	fety and	Heal	th Comp	liance.	
2			3.	Division	of	O	occupational	Safety	and	Health	Education	and
3				Training.								
4			4.	Division of	of W	Voi	rkers' Compe	ensation	Fund	s.		
5		(e)	Dep	artment of	Woı	rke	ers' Claims.					
6			1.	Office of	Gen	er	al Counsel fo	or Work	ers' C	laims.		
7			2.	Office of	Adr	nir	nistrative Lav	w Judges	S.			
8			3.	Division of	of C	'lai	ims Processii	ng.				
9			4.	Division of	of S	ecı	urity and Co	npliance	e.			
10			5.	Division of	of Ir	nfo	rmation and	Researc	h.			
11			6.	Division	of (	On	nbudsman aı	nd Worl	kers'	Compen	sation Spec	cialist
12				Services.								
13			7.	Workers'	Con	np	ensation Boa	ard.				
14			8.	Workers'	Con	np	ensation Adv	isory C	ounci	l.		
15			9.	Workers'	Con	np	ensation Nor	ninating	Com	mission.		
16		(f)	Woı	rkers' Comp	ens	ati	on Funding (	Commis	sion.			
17		(g)	Ken	tucky Labo	r-M	an	agement Adv	visory C	ounci	1.		
18		(h)	Occ	upational S	afet	y a	and Health St	andards	Boar	d.		
19		(i)	Prev	ailing Wag	e R	evi	iew Board.					
20		(j)	App	renticeship	and	l T	raining Cour	ncil.				
21		(k)	Stat	e Labor Rel	atio	ns	Board.					
22		(1)	Emp	oloyers' Mu	tual	In	surance Autl	nority.				
23		(m)	Ken	tucky Occu	pati	on	al Safety and	l Health	Revi	ew Com	mission.	
24	(6)	Tran	sport	ation Cabin	et:							
25		(a)	Dep	artment of	Higl	hw	ays.					
26			1.	Office of	Proj	jec	t Developme	ent.				
27			2.	Office of	Proj	jec	t Delivery ar	nd Prese	rvatio	n.		

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1			3.	Office of Highway Safety.
2			4.	Highway District Offices One through Twelve.
3		(b)	Dep	artment of Vehicle Regulation.
4		(c)	Dep	artment of Aviation.
5		(d)	Dep	artment of Rural and Municipal Aid.
6			1.	Office of Local Programs.
7			2.	Office of Rural and Secondary Roads.
8		(e)	Offi	ce of the Secretary.
9			1.	Office of Public Affairs.
10			2.	Office for Civil Rights and Small Business Development.
11			3.	Office of Budget and Fiscal Management.
12			4.	Office of Inspector General.
13		(f)	Offi	ce of Support Services.
14		(g)	Offi	ce of Transportation Delivery.
15		(h)	Offi	ce of Audits.
16		(i)	Offi	ce of Human Resource Management.
17		(j)	Offi	ce of Information Technology.
18		(k)	Offi	ce of Legal Services.
19	(7)	Cab	inet fo	or Economic Development:
20		(a)	Offi	ce of the Secretary.
21			1.	Office of Legal Services.
22			2.	Department for Business Development.
23				a. Office of Entrepreneurship.
24				i. Commission on Small Business Advocacy.
25				b. Office of Research and Public Affairs.
26				c. Bluegrass State Skills Corporation.
27			3.	Office of Financial Services.

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1			a. Kentucky Economic Development Finance Authority.
2			b. Division of Finance and Personnel.
3			c. Division of Network Administration.
4			d. Compliance Division.
5			e. Incentive Assistance Division.
6	(8)	Cabi	net for Health and Family Services:
7		(a)	Office of the Secretary.
8		(b)	Office of Health Policy.
9		(c)	Office of Legal Services.
10		(d)	Office of Inspector General.
11		(e)	Office of Communications and Administrative Review.
12		(f)	Office of the Ombudsman.
13		(g)	Office of Policy and Budget.
14		(h)	Office of Human Resource Management.
15		(i)	Office of Administrative and Technology Services.
16		(j)	Department for Public Health.
17		(k)	Department for Medicaid Services.
18		(1)	Department for Behavioral Health, Developmental and Intellectual
19			Disabilities.
20		(m)	Department for Aging and Independent Living.
21		(n)	Department for Community Based Services.
22		(o)	Department for Income Support.
23		(p)	Department for Family Resource Centers and Volunteer Services.
24		(q)	Kentucky Commission on Community Volunteerism and Service.
25		(r)	Kentucky Commission for Children with Special Health Care Needs.
26		(s)	Governor's Office of Electronic Health Information.
27	(9)	Fina	nce and Administration Cabinet:

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1		(a)	Office of General Counsel.
2		(b)	Office of the Controller.
3		(c)	Office of Administrative Services.
4		(d)	Office of Public Information.
5		(e)	Office of Policy and Audit.
6		(f)	Department for Facilities and Support Services.
7		(g)	Department of Revenue.
8		(h)	Commonwealth Office of Technology.
9		(i)	State Property and Buildings Commission.
10		(j)	Office of Equal Employment Opportunity and Contract Compliance.
11		(k)	Kentucky Employees Retirement Systems.
12		(1)	Commonwealth Credit Union.
13		(m)	State Investment Commission.
14		(n)	Kentucky Housing Corporation.
15		(o)	Kentucky Local Correctional Facilities Construction Authority.
16		(p)	Kentucky Turnpike Authority.
17		(q)	Historic Properties Advisory Commission.
18		(r)	Kentucky Tobacco Settlement Trust Corporation.
19		(s)	Kentucky Higher Education Assistance Authority.
20		(t)	Kentucky River Authority.
21		(u)	Kentucky Teachers' Retirement System Board of Trustees.
22		(v)	Executive Branch Ethics Commission.
23	(10)	Tour	rism, Arts and Heritage Cabinet:
24		(a)	Kentucky Department of Travel and Tourism.
25			1. Division of Tourism Services.
26			2. Division of Marketing and Administration.
27			3. Division of Communications and Promotions.

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1	(b)	Kent	ucky Department of Parks.
2		1.	Division of Information Technology.
3		2.	Division of Human Resources.
4		3.	Division of Financial Operations.
5		4.	Division of Facilities Management.
6		5.	Division of Facilities Maintenance.
7		6.	Division of Customer Services.
8		7.	Division of Recreation.
9		8.	Division of Golf Courses.
10		9.	Division of Food Services.
11		10.	Division of Rangers.
12		11.	Division of Resort Parks.
13		12.	Division of Recreational Parks and Historic Sites.
14	(c)	Depa	artment of Fish and Wildlife Resources.
15		1.	Division of Law Enforcement.
16		2.	Division of Administrative Services.
17		3.	Division of Engineering.
18		4.	Division of Fisheries.
19		5.	Division of Information and Education.
20		6.	Division of Wildlife.
21		7.	Division of Public Affairs.
22	(d)	Kent	ucky Horse Park.
23		1.	Division of Support Services.
24		2.	Division of Buildings and Grounds.
25		3.	Division of Operational Services.
26	(e)	Kent	ucky State Fair Board.

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Office of Administrative and Information Technology Services.

1		2.	Office of Human Resources and Access Control.
2		3.	Division of Expositions.
3		4.	Division of Kentucky Exposition Center Operations.
4		5.	Division of Kentucky International Convention Center.
5		6.	Division of Public Relations and Media.
6		7.	Division of Venue Services.
7		8.	Division of Personnel Management and Staff Development.
8		9.	Division of Sales.
9		10.	Division of Security and Traffic Control.
10		11.	Division of Information Technology.
11		12.	Division of the Louisville Arena.
12		13.	Division of Fiscal and Contract Management.
13		14.	Division of Access Control.
14	(f)	Offic	ce of the Secretary.
15		1.	Office of Finance.
16		2.	Office of Research and Administration.
17		3.	Office of Governmental Relations and Tourism Development.
18		4.	Office of the Sports Authority.
19		5.	Kentucky Sports Authority.
20	(g)	Offic	ce of Legal Affairs.
21	(h)	Offic	ce of Human Resources.
22	(i)	Offic	ce of Public Affairs and Constituent Services.
23	(j)	Offic	ce of Creative Services.
24	(k)	Offic	ce of Capital Plaza Operations.
25	(1)	Offic	ce of Arts and Cultural Heritage.
26	(m)	Kent	tucky African-American Heritage Commission.
27	(n)	Kent	tucky Foundation for the Arts.

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I			(o)	Kentucky Humanities Council.
2			(p)	Kentucky Heritage Council.
3			(q)	Kentucky Arts Council.
4			(r)	Kentucky Historical Society.
5				1. Division of Museums.
6				2. Division of Oral History and Educational Outreach.
7				3. Division of Research and Publications.
8				4. Division of Administration.
9			(s)	Kentucky Center for the Arts.
10				1. Division of Governor's School for the Arts.
11			(t)	Kentucky Artisans Center at Berea.
12			(u)	Northern Kentucky Convention Center.
13			(v)	Eastern Kentucky Exposition Center.
14		(11)	Pers	onnel Cabinet:
15			(a)	Office of the Secretary.
16			(b)	Department of Human Resources Administration.
17			(c)	Office of Employee Relations.
18			(d)	Kentucky Public Employees Deferred Compensation Authority.
19			(e)	Office of Administrative Services.
20			(f)	Office of Legal Services.
21			(g)	Governmental Services Center.
22			(h)	Department of Employee Insurance.
23			(i)	Office of Diversity and Equality.
24			(j)	Center of Strategic Innovation.
25	III.	Othe	er dep	artments headed by appointed officers:
26		(1)	Cou	ncil on Postsecondary Education.
27		(2)	Dep	artment of Military Affairs.

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1 (3) Department for Local Government	1 (3)	Department for	or Local	Governmen
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- 2 (4) Kentucky Commission on Human Rights.
- 3 (5) Kentucky Commission on Women.
- 4 (6) Department of Veterans' Affairs.
- 5 (7) Kentucky Commission on Military Affairs.
- 6 (8) Office of Minority Empowerment.

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- 7 (9) Governor's Council on Wellness and Physical Activity.
- 8 Section 21. KRS 12.252 is amended to read as follows:
- 9 (1) There is established within the Public Protection Cabinet a Department of Financial 10 Institutions, a Department of Insurance, a Department of Housing, Buildings and 11 Construction, a Department of Charitable Gaming, and a Department of Alcoholic 12 Beverage Control. Each department shall be headed by a commissioner appointed 13 by the Governor as required by KRS 12.040 and, where appropriate, by KRS 14 238.510, 241.015, and 304.2-020. Commissioners shall be directly responsible to 15 the secretary and shall perform the functions, powers, and duties provided by law 16 and prescribed by the secretary.
  - (2) There is established within the Public Protection Cabinet an Office of Occupations and Professions, which shall be headed by an executive director appointed by the secretary with the approval of the Governor as required by KRS 12.050. The executive director shall be directly responsible to the secretary and shall perform the functions, powers, and duties provided by law and prescribed by the secretary.
- 22 (3) The secretary of the Public Protection Cabinet shall be appointed by the Governor 23 in accordance with KRS 12.255. The Office of the Secretary shall contain the 24 following entities:
- 25 (a) The Office of Communications and Public Outreach, which shall be headed 26 by an executive director appointed by the secretary with the approval of the 27 Governor in accordance with KRS 12.050; and

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1		(b) The Office of Legal Services, which shall be headed by an executive director
2		appointed by the secretary with the approval of the Governor in accordance
3		with KRS 12.050 and 12.210.
4	(4)	The following agencies are attached to the Public Protection Cabinet for
5		administrative purposes only, except as provided in KRS 131.330:
6		(a) Crime Victims Compensation Board;
7		(b) Board of Claims;
8		(c) Kentucky Board of Tax Appeals; <u>and</u>
9		(d)[ Kentucky Boxing and Wrestling Authority; and
10		(e)] Kentucky Horse Racing Commission.
11	<u>(5)</u>	There is established within the Public Protection Cabinet the Kentucky Boxing
12		and Wrestling Commission, which shall be headed by an executive director
13		appointed by the secretary with the approval of the Governor as required by KRS
14		12.050. The executive director shall be directly responsible to the secretary and
15		shall perform the functions, powers, and duties provided by law and prescribed by
16		the secretary.
17		→ Section 22. KRS 148.590 is amended to read as follows:
18	(1)	There is created the Kentucky Sports Authority, which shall be attached to the
19		Tourism, Arts and Heritage Cabinet, Office of the Secretary, for administrative
20		purposes.
21	(2)	The authority shall consist of fifteen (15) members, including the Lieutenant
22		Governor, the secretary of the Tourism, Arts and Heritage Cabinet, the secretary of
23		the Public Protection Cabinet, and twelve (12) members appointed by the Governor
24		The members appointed by the Governor shall include representatives of the
25		Kentucky Horse Racing Commission, the fish and wildlife community, and the
26		Kentucky Boxing and Wrestling <i>Commission</i> [Authority].

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(3)

The Lieutenant Governor shall serve as chairperson of the authority. Members shall

1		elec	t other officers as they deem necessary. Of the members initially appointed by
2		the	Governor, one-third (1/3) shall serve a term of four (4) years, one-third (1/3)
3		shal	l serve a term of three (3) years, and one-third (1/3) shall serve a term of two (2)
4		year	s. All succeeding terms shall be for four (4) years.
5	(4)	The	secretary of the Tourism, Arts and Heritage Cabinet shall appoint an executive
6		dire	ctor, with the prior written approval of the Governor, to head the authority. The
7		cabi	net shall provide additional administrative support to the authority from the
8		cabi	net's existing staff as necessary.
9	(5)	The	authority shall meet no less than biannually and at other times as necessary,
10		upoi	n the call of the chairperson. Members shall be reimbursed for expenses
11		incu	rred in performing the authority's duties, functions, and responsibilities.
12	(6)	The authority's primary responsibility shall be to recruit, promote, assist, place, and	
13		deve	elop sporting events, facilities, attractions, and programs in the Commonwealth,
14		with	the ultimate goal of developing commerce, the economy, job opportunities,
15		and	revenue streams. The authority's duties shall include but not be limited to the
16		follo	owing:
17		(a)	Lead efforts to attract national and regional sporting events to Kentucky by
18			working with national, regional, and local sporting organizations;
19		(b)	Work with communities to recruit professional franchises and develop an
20			overall strategic plan to recruit and retain all forms of professional and
21			amateur sporting events to Kentucky;
22		(c)	Collaborate with communities to identify and propose improvements for
23			sporting activity infrastructure, including opportunities for private and public
24			partnership on infrastructure development; present for the Governor's approval
25			any financial plan that would require state tax dollars to build new athletic
26			facilities; and upon the Governor's approval of a proposed financial plan,

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present it to the General Assembly;

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(d)	Foster relationships between sporting event organizers and event sponsors,
	and between and among state agencies, and provide advice and direction for
	increasing the number and quality of sporting events;

- (e) Evaluate various sports and sports-related activities and entities and make written recommendations to the Governor and the General Assembly if additional regulation, licensing, or taxing are necessary;
- 7 (f) Collaborate with communities and Kentucky athletes to develop programs to 8 promote youth wellness and awareness of the benefits of a healthy lifestyle; 9 and
  - (g) Develop and recommend to the Governor, as necessary, legislation and administrative regulations to further the purposes of the authority, including but not limited to the recruitment and maintenance of professional and amateur sporting events, the facilitation of sporting participation by Kentucky's citizens, the safe and ethical operation of sporting events, and the fiscal impact of sporting events in the Commonwealth.
- → Section 23. The following KRS sections are repealed:
- 17 229.021 License required for shows and exhibitions.
- 18 229.041 Books examined, when.
- 19 229.051 Bond licensee -- Condition.
- 20 229.071 License requirement for shows and exhibitions -- Fees -- License preference to
- 21 Kentucky residents.

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- 22 229.081 License and eligibility requirements for participants in show.
- 23 229.091 Licensees subject to regulation -- Written application.
- 24 229.101 Length of bouts, exhibitions, and rounds.
- 25 229.121 Age limit for contestants.
- 26 229.180 Authority's rules and administrative regulations.
- 27 229.210 Medical suspension -- Other ineligibility duration.

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- 1 229.991 Penalties.
- 2 Section 24. Of the initial commission appointments made by the Governor
- 3 under subsection (2)(b) of Section 12 of this Act, one member shall serve a term of one
- 4 year, one member shall serve a term of two years, and two members shall each serve a
- 5 term of three years.
- Section 25. The General Assembly confirms Executive Order 2016-270, dated
- 7 May 16, 2016, which establishes the Boxing and Wrestling Commission and the Boxing
- 8 and Wrestling Commission Medical Advisory Panel, to the extent it is not otherwise
- 9 confirmed or superseded by this Act.

HB036630.100 - 1544 - XXXX House Committee Substitute